С	Approved	l For Release 2003/03/25 : CIA-RDP60-00442R000100210 €52-6 , 	7
OGO	C Has Reviewed		
		20 January 1954	
	MEMORANDUM 1	FOR: Chief, SR Administrative Staff	00
	SUBJECT	*	
	REFERENCE	: Your memorandum dated 21 September 1953, subject, "Interpretation of Travel Expense," with Attachment A	_ 0

Next 1 Page(s) In Document Exempt

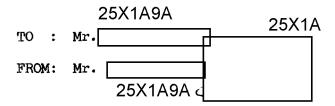
•)	5	X	

	LASSI D RESTRICTED C roved For the West 2003/03/25 7!9	ON CIAPR	(DP502004	42R0001002	210058-8
, , , ,	CENTRAL INTELLIGENCE				
	OFFICIAL ROUTI	NG	SLIP		
то			INITIALS	DATE	
1	25X1A9A				
2					
3					
4					
5					
FROM			INITIALS	DATE	
1				14 Jan.54	
2	25X1A9A				
3					
	APPROVAL INFORMATION			SIGNATURE	
	ACTION DIRECT REPLY	T		RETURN	
	COMMENT PREPARATION	OF RE	PLY	DISPATCH	
	CONCURRENCE RECOMMENDA] FILE	
Dam	I have reviewed your narks: it for release. Foll				
	n, however, I would suggest tained in para. 3, i.e., "1				
con	tained in para. 3, i.e., "I	egal	residen	ce," be	
	anded to include the charac manent abode, a fixed habit				1
liv	es and resides in a continu	ing	and subst	tanti a l	
	ner, as opposed to the "tem erson may be hanging his or				
of	appointment. I have spoken	to[,		25X1A9A
rec	ently in connection with th	ie co	ncept of	legal	
SECI FORM NO.	RET CONFIDENTIAL RESTI roved For Release 2003/03/25 : ・ ・2ハール	GIA-F —68548-1	DO UNC RDP60-004 U. B. GOVERNMEN	42R0001002 T PRINTING OFFICE	210058-8

Approved For Release 2003/03/25: CIA-RDP60-00442R000100210058-8 residence and apparently the operational offices consider the term "legal residence" to be sufficiently flexible to include a mere, naked, sufficiently flexible to include a mere, for voting legal residence, such as might be proper for voting purposes. 'Nuff said:

JBK

18 December 1953



OGC/JBK:tkl

cc: JBK chrono

Approved For Release 2003/02/2017 CIA-RDP60-00442R000100210058-8

25X1C4A

Approved For Release 200576524 (5) 10 10 14 142 R000100210058-8

21 September 1953

	MEMORANDUM TO	0:	General Counsel, CLA	
	ATTENTION	:	25X1A9A	
	FROM	:	Chief, SR Administrative Staff	
	SUBJECT	*	Interpretation of Travel Expense	
25X1A	REFERENCES	⊕. ⊕ :	1. Public Law 110 Sec. 5 (a) (1) (C) 2.	
25X1A9A	The points of travelers and	disc) of index d and		er 350-54. 25X1A9A oply to many the DD/A
OGC 25X1				
			25X1A9A	
	Attachment A			
CF	/DU/1k			

ATTACHMENT A

- 1. To determine which location an employee of the Agency may be reimbursed, on the termination of his services, for the cost of transporting his household and personal effects and for the travel expenses of himself and his dependents is a concern which requires legal interpretation of applicable authorization. Neither the travel nor the transportation section of Finance Division and Logistics Office has been able to determine conclusively for us which regulations should apply or to define those regulations which might apply. The following cases are in question:
 - a. An employee assigned to a permanent duty station outside the continental United States, who is returned to the United States for either temporary duty or for home leave, and who resigns either at his temporary duty station or at place of home leave.
 - b. An employee assigned to a permanent duty station outside the continental United States, who resigns while at his permanent duty station outside the continental United States.
 - c. An employee assigned to a permanent duty station outside the Continental United States, who is returned to a new permanent station within the continental United States, and who resigns at his new station.
 - d. An employee assigned to a permanent duty station outside the continental United States, who is returned to the continental United States for home leave and permanent change of station, and who resigns at his new permanent station after returning

and who resigns at his new permanent station after returning from home leave.

OG C^{25X1}

Approved For Release (2004/25 CM-RDP60-00442R900100210058-8

- 2 -

address executed at a later date would not also change the location to which an employee would be reimbursed for travel and transportation expenses on the termination of his services.

It is also assumed that, if through a clerical error of definition, the place originally designated on a Residence and Dependency Report as place of residence when appointed to service was not in fact the "legal" residence, a correction at a later date would be allowed, either by a notice in writing from the individual or in the case of overseas personnel by a cable or dispatch giving such notice.

	C CLUZE OF SECTION SEC	
3.	A number of employees who have recently returned to the continental United States on permanent change of station orders have not been able, due to the lower personnel ceiling, to find an available slot. They have, therefore, resigned upon arrival in Washington or while on home leave or upon returning to Washington from place of home leave.	06
25X1A9A	Because of the conditions of	25) 25) 4/
ĺ	This interpretation is novel to us and would work an unintentional hardship on employees with residences distant from Washington.	
25X1A9A	PP/Admin would not authorize transportation and travel expenses of an employee to his residence when the employee resigned after being returned to the continental United States for permanent change of station. Yet, FI/Admin has authorized transportation and travel expenses of an employee to his residence when the employee resigned after being returned to the continental United States for permanent change of station.	25X1A9A
4.	Discussions with various employees who have handled travel and trans- portation on overseas orders indicate that a liberal interpretation of privileges has been in operation.	OGC 25X
	has been shipping effects to home of record under all cases in paragraph two regardless of whether the Agency had shipped effects to the East	_

Coast at time of original Agency appointment for either domestic or overseas duty. The previous line of demarcation has been that effects were not shipped after separation when the employee had not had recent over-

seas duty.

Approved For Release 2008/03/23 CIA\RDP60-00442R900100210058-8

- 3 -

5. SR feels that a liberal interpretation as set forth in paragraph four is equitable. Under this interpretation, all cases in paragraph one would be entitled to travel and transportation costs to his legal residence upon separation from the Agency. We recommend that the unwritten understanding now in effect be confirmed in writing.